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Counsel for Defendant Google LLC

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**

CHASOM BROWN, *et al.*, individually and
on behalf of themselves and all others
similarly situated,

Plaintiffs,

v.

GOOGLE LLC,

Defendant.

Case No. 4:20-cv-03664-YGR-SVK

**DECLARATION OF TRACY GAO IN
SUPPORT OF GOOGLE LLC'S
ADMINISTRATIVE MOTION TO SEAL
PORTIONS OF GOOGLE LLC'S NOTICE
OF MOTION AND MOTION FOR RELIEF
REGARDING PRESERVATION**

Judge: Hon. Susan van Keulen, USMJ

1 I, Tracy Gao, declare as follows:

2 1. I am a member of the bar of the State of California and an attorney for Quinn
3 Emanuel Urquhart & Sullivan, LLP, which serves as Google's outside counsel in this litigation. I
4 make this declaration of my own personal, firsthand knowledge, and if called and sworn as a witness,
5 I could and would testify competently thereto.

6 2. Pursuant to Civil Local Rule 79-5, I submit this declaration in support of Google
7 LLC's Administrative Motion to Seal portions of Google LLC's Notice of Motion and Motion for
8 Relief Regarding Preservation ("Google's Motion"). In making this request, Google has carefully
9 considered the relevant legal standard and policy considerations outlined in Civil Local Rule 79-5.
10 Google makes this request with the good faith belief that the information sought to be sealed consists
11 of Google's confidential and proprietary information and that public disclosure could cause
12 competitive harm.

13 3. Google respectfully requests that the Court seal the redacted portion of Google
14 LLC's Notice of Motion and Motion for Relief Regarding Preservation ("Google's Motion").

15 4. The information requested to be sealed contains Google's confidential and
16 proprietary information regarding highly sensitive features of Google's internal systems and
17 operations, including details regarding Google's internal projects, data sources, and their proprietary
18 functionalities, as well as internal metrics, that Google maintains as confidential in the ordinary
19 course of its business and is not generally known to the public or Google's competitors.

20 5. Such highly confidential and proprietary information reveals Google's internal
21 strategies, system designs, and business practices for operating and maintaining many of its
22 important services, and falls within the protected scope of the Protective Order entered in this action.
23 See Dkt. 81 at 2-3.

24 6. Public disclosure of such highly confidential and proprietary information could affect
25 Google's competitive standing as competitors may alter their system designs and practices relating
26 to competing products, time strategic litigation, or otherwise unfairly compete with Google. It may
27 also place Google at an increased risk of cyber security threats, as third parties may seek to use the
28 information to compromise Google's data logging infrastructure.

1
2 I declare under penalty of perjury of the laws of the United States that the foregoing is true
3 and correct. Executed in the District of Columbia on October 26, 2022.
4

5 DATED: October 26, 2022

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

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8 By /s/ Tracy Gao
9 Xi ("Tracy") Gao
Attorney for Defendant
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